



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

APR 30 2007

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Mary Lou Capichioni
Director, Remedial Services
Environmental, Health & Regulatory Services
The Sherwin-Williams Company
101 Prospect Avenue, N.W.
Cleveland, Ohio 44115-1075

Re: Administrative Order on Consent for Remedial Investigation/Feasibility Study
Index No. II CERCLA-02-99-2035
Section XX - Reimbursement
United States Avenue Burn Site

Dear Ms. Capichioni:

Enclosed is a Bill for Collection No. 2720726³018 ("Bill") in the amount of \$304,812.83 for costs paid by the U.S. Environmental Protection Agency ("EPA") in connection with the United States (U.S.) Avenue Burn site (the "Site") between July 1, 2005 and October 31, 2006. This Bill is being transmitted pursuant to the reimbursement provisions set forth in Section XX of the September 30, 1999 Administrative Order on Consent (AOC) for Remedial Investigation/Feasibility Study (RI/FS) activities between the United States and the Sherwin-Williams Company for the Site entered under the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C. 9601 *et seq.*

Also enclosed is a narrative statement concerning the costs contained in the Bill and a SCORPIOS Report — the latter being a computer-generated breakdown of the different categories of Site-related costs paid by EPA. The SCORPIOS Report was prepared using EPA's indirect methodology, whereby all direct costs for payroll and contracts are multiplied by a standard indirect rate of 27.36% determined for Region 2.

Pursuant to Section XX of the AOC, you are responsible for remitting payment of the Bill within thirty (30) days from the date of your receipt of this Bill. Although the terms of the AOC indicate that payment is to be made by a certified check, EPA requests that the amount due be sent to EPA's account at Mellon Bank via electronic funds transfer ("EFT"). To effect this payment via EFT, please instruct your bank to remit payment to EPA by providing the following information to your bank:

- i. Amount of payment: **\$304,812.83**

259666



- ii. Title of Mellon Bank account to receive the payment: **EPA**
- iii. Account code for Mellon Bank account receiving the payment: **9108544**
- iv. Mellon Bank ABA Routing Number: **043000261**
- v. Name of remitter: **The Sherwin-Williams Company**
- vi. Index Number : **II-CERCLA-02-99-2035**
- vii. Site/Spill identifiers: **02 - GE**

To ensure that your payment is properly recorded, you should send a letter or E-mail, within one week of the EFT, which references the date of the EFT, the payment amount, the name of the Site, the index number, and your name and address, to:

Mr. Ray Klimcsak
Remedial Project Manager
New Jersey Projects/State Coordination Team
New Jersey Remediation Branch
U.S. Environmental Protection Agency - Region 2
290 Broadway, 19th Floor
New York, NY 10007
E-mail: klimcsak.raymond@epa.gov

as well as:

Mr. Carl Howard, Esq.
Office of Regional Counsel
U.S. Environmental Protection Agency - Region 2
290 Broadway, 16th Floor
New York, NY 10007
E-mail: howard.carl@epa.gov

and:

Dana Anderson
U.S. EPA
26 W. Martin Luther King Drive
Attention: FINANCE
MS: NWD
Cincinnati, Ohio 45268
E-mail (to both): anderson.dana@epa.gov and AcctsReceivable.CINWD@epa.gov

The United States reserves its right to recover any oversight costs incurred during that time period covered by this accounting but not included in this Bill, and all other future response costs pursuant to the AOC.

Finally, as indicated in past correspondence, under the Superfund Administrative Reform on improving the management of work performed by consenting parties, EPA has reaffirmed its commitment to conduct appropriate and cost-effective oversight while ensuring protective cleanups. EPA believes that maintaining an open dialogue with potentially responsible parties about oversight expectations and consenting-party performance can improve the efficiency of response actions and minimize the costs of oversight.

To this end, EPA would once again like to offer to discuss with you its plans for the oversight of ongoing work at the Site, and to provide you with the opportunity to suggest ways to effectively streamline the work and its oversight. Please contact Mr. Klimcsak at (212) 637-3916 within two weeks of receipt of this letter if you are interested in having a conversation with us regarding future oversight, or if you have any questions regarding this Bill. Questions from your legal representative should be directed to Mr. Howard at (212) 637-3216.

Sincerely yours,



Carole Petersen, Chief
New Jersey Remediation Branch

Enclosures

cc: Allen Danzig, Esq., SWC w/encls.
John Gerulis, SWC w/o encls.
Christopher M. Connor, SWC w/encls.
John Doyon, NJDEP w/o encls.

**Summary of Costs Paid by EPA from July 1, 2005 through October 31, 2006
in Connection with Remedial Investigation Activities under AOC**

**U.S. Avenue Burn Superfund Site
Gibbsboro, Camden County, New Jersey**

The costs outlined in this summary include EPA Regional oversight costs that have been paid from July 1, 2005 through October 31, 2006.

Regional Payroll

This consists of direct EPA personnel charges for time spent by EPA employees overseeing implementation of the requirements of the RI/FS Order, activities performed by the EPA as part of the RI/FS, community relations, discussions regarding disputes that have arisen as a result of the RI/FS Order, providing direction and management of the RAC's contractor, and reviewing and commenting on deliverables related to the RI/FS. See the Payroll section of the enclosed SCORPIOS Report.

Total Regional Costs: \$30,427.60

Regional Travel

Travel expenses included direct expenditures related to site-specific travel charges, including costs of travel to the Site and to Site-related meetings.

Total Travel Costs: \$154.85

Environmental Services Assistance Teams (ESAT)

The ESAT contract provides laboratory analytical and data validation services in support of EPA's remedial response and enforcement oversight at Superfund sites. The Lockheed Martin Services, Inc. contract costs relate to the analysis and data validation of the split samples collected during the RI sampling activities.

Total ESAT Costs: \$58,674.77

Other Expenditures (OTH)

The GRB Environmental Services, Inc. contract costs are related to general record center operation and maintenance of remedial files and includes such items as, but may not be limited to, annual quality assurance reviews and assisting file reviewers.

Total Other Costs: \$151.43

Response Action Contract (RAC)

RAC contract provides professional architect/engineering, technical, and management services in support of EPA's remedial response and enforcement oversight at Superfund sites. Contract services may include performance of site management; enforcement support, including oversight of a RI/FS and negotiation support; and other technical assistance, including community relations, sampling and analysis support, risk assessment support, report writing or reviewing, and assisting EPA in overseeing PRP activities. The Foster Wheeler Environmental Corporation contract costs relate to preparation and implementation of RI/FS oversight activities.

Total RACs Costs: \$123,709.34

Contract Laboratory Program (CLP)

The Superfund Analytical Services/CLP contract costs are related to the laboratory analytical services provided by fixed-price contracts between EPA and commercial environmental testing laboratories. The CLP costs relate to the analysis of environmental split-samples collected during the RI sampling activities.

Total CLP Costs: \$26,213.75

Indirect Costs

Indirect costs are disbursements from the Superfund for the operation and management of the Superfund Program which are not direct costs (i.e., disbursements recorded in individual Superfund site accounts in EPA's financial management system). Indirect costs are allocated to particular Superfund sites by means of a methodology established by EPA-Headquarters. The enclosed SCORPIOS Report includes calculations of EPA's indirect costs.

Total Indirect Costs: \$65,481.09

Total EPA Oversight Costs from 07/01/2005 through 10/31/2006: \$304,812.83

Certified By Financial Management Office

Itemized Cost Summary

U.S. AVE BURN SITE, GIBBSBORO, NJ SITE ID = 02 GE

Costs are from 07/01/2005 through 10/31/2006 (PP21/05-PP01/FY07)

REGIONAL PAYROLL COSTS	\$30,427.60
REGIONAL TRAVEL COSTS	\$154.85
ENVIRONMENTAL SERVICES ASSISTANCE TEAMS (ESAT)	
LOCKHEED MARTIN SERVICES, INC. (68-W0-1016)	\$58,674.77
OTHER EXPENDITURES (OTH)	
GRB ENVIRONMENTAL SERVICES, INC. (68-S2-0117)	\$151.43
RESPONSE ACTION CONTRACT (RAC)	
FOSTER WHEELER ENVIRONMENTAL CORPORATION (68-W9-8214)	\$123,709.34
CONTRACT LAB PROGRAM (CLP) COSTS	
FINANCIAL COST SUMMARY	\$26,213.75
EPA INDIRECT COSTS	\$65,481.09
Total Site Costs:	\$304,812.83